

## RESOLUTION NO. 2011-10

A RESOLUTION OF THE CITY OF ISSAQUAH, WASHINGTON, APPROVING THE SHORELINE MASTER PROGRAM UPDATE AND DIRECTING THE ADMINISTRATION TO TRANSMIT THE SHORELINE MASTER PROGRAM UPDATE TO THE WASHINGTON STATE DEPARTMENT OF ECOLOGY FOR STATE REVIEW AND APPROVAL PURSUANT TO WAC 173-26-110 AND WAC 173-26-120.

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WHEREAS, the Shoreline Management Act of 1971, codified at Chapter 90.58 RCW ("SMA"), requires all cities and counties with "shorelines of the state" to prepare and adopt a Shoreline Master Program that is based on state laws and rules, but tailored to the specific jurisdiction; and

WHEREAS, in October of 1990, the City of Issaquah adopted its SMA-based Shoreline Master Program ("SMP") and no update of the SMP has been approved since that time; and

WHEREAS, effective January 17, 2004, the regulations implementing the SMA promulgated under Chapter 173-26 WAC (the "SMA guidelines") were substantially revised and the City's current program requires a comprehensive master program update in order to achieve the procedural and substantive requirements of the SMA guidelines; and

WHEREAS, consistent with DOE guidelines the SMP update included a substantial public review process including public meetings by the River & Streams Board on December 4, 2007; January 29, April 1, May 20, October 21 and December 2, 2008; January 20, March 17, April 7, and April 12, 2009; and August 17, 2010; Public Open Houses on June 3, 2008 and May 19, 2009; Planning Policy Commission (PPC) meetings on May 14 and May 28, 2009 and PPC public hearings on July 30, 2009, continued to October 22, 2009, and on November 18, 2010; and

WHEREAS, there was the opportunity for public comment in any and all of the above meetings; and

WHEREAS, on November 10, 2010, the City's SEPA responsible official issued a Determination of Nonsignificance ("DNS") pursuant to WAC 197-11-600(4)(a). The DNS was not appealed; and

WHEREAS, the Planning Policy Commission made their recommendation to the City Council on the Shoreline Master Program (SMP) update on November 18, 2010, after hearing comments from the public, providing opportunities for all interested persons to be heard, and adopting Findings of Fact; and

WHEREAS, Agenda Bill 6220 conveyed the Draft Shoreline Master Program (SMP) to the City Council and was referred to the Council Land & Shore Committee for review; and

WHEREAS, the City Council Land & Shore Committee reviewed the SMP update on February 24 and March 8, 2011, and recommended approval of the SMP back to the City Council on November 30, 2011; and

WHEREAS, critical areas regulation amendments associated with the SMP update were reviewed by the City Council under Agenda Bill 6334 and will also be forwarded via a separate resolution to the Washington State Department of Ecology for review and comment as part of the SMP update; and

WHEREAS, the purpose of this resolution is to provide the approval necessary to forward the proposed SMP Update to the Washington State Department of Ecology for review and comment prior to the City's formal adoption of the SMP in accordance with WAC 173-26-110; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF ISSAQUAH, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

The City Council hereby directs the Administration to transmit the approved Shoreline Master Program Update, AB 6220, Exhibit D, to the Washington State Department of Ecology for their formal review and approval in accordance with WAC 173-26-120.

This resolution shall be effective immediately upon passage.

PASSED by the City Council of the City of Issaquah, the 19th day of December, 2011.

APPROVED:

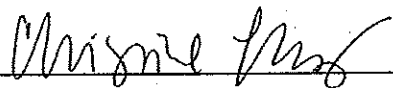
  
JOHN TRAEGER, COUNCIL PRESIDENT

APPROVED by the Mayor of the City of Issaquah the 29th day of December,  
2011.

APPROVED:

  
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AVA FRISINGER, MAYOR

ATTEST/AUTHENTICATED:

  
\_\_\_\_\_  
CHRISTINE EGGERS, CITY CLERK

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY:

BY   
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